

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
LEGACY AND SUCCESSION TAX RETURN

DO NOT FILE THIS RETURN UNLESS THERE IS A TAXABLE LEGATEE(S)

FOR DRA USE ONLY

STEP 1 NAME ADDRESS SSN FEIN	ESTATE OF: LAST NAME FIRST NAME MIDDLE INITIAL DECEDENT'S SSN DATE OF DEATH
	DOMICILE AT DATE OF DEATH: STREET CITY/TOWN STATE COUNTY PROBATE NO.
	NAME OF EXECUTOR/ADMINISTRATOR: LAST NAME FIRST NAME MIDDLE INITIAL EXECUTOR/ADMINISTRATOR SSN OR FEIN
	EXECUTOR/ADMINISTRATOR ADDRESS: STREET CITY/TOWN STATE ZIP CODE

STEP 2 POWER OF ATTORNEY	Authorization is granted to the representative listed below to receive confidential tax information under RSA 21-J:14 and to act as the estate's representative before the NH Department of Revenue Administration.
	NAME OF REPRESENTATIVE: STREET CITY/TOWN STATE ZIP CODE (AREA CODE) TELEPHONE NO.
	SIGNATURE OF EXECUTOR/ADMINISTRATOR: (THIS LINE MUST BE SIGNED TO GRANT A POWER OF ATTORNEY)

STEP 3 ANSWER QUESTIONS A - G		YES	NO
	A Does the decedent have a gross estate of \$600,000 or more through 1997 or \$625,000 or more through 1998, \$650,000 or more through 1999, \$675,000 or more through 2000 and 2001? If yes, a NH-706 Estate Tax Return must be filed.....		
	B Were there in existence at the time of death any trusts that had been created by the decedent during his/her lifetime? If yes, a copy of all such trust instruments must be attached to this return and a Form AU-101-C must be completed.....		
	C Did the decedent, within 2 years of death, make any gifts or transfers having a total value greater than \$1000? If yes, please complete Form AU-101-B.....		
	D Was a disclaimer filed by any of the legatees? If yes, a copy of all such disclaimers must be attached to this return.....		
	E Does this return amend a previously filed Legacy and Succession Tax Return?.....		
	F Did you elect the alternate valuation?		
	G Did the decedent own a safety deposit box at the time of death?.....		

STEP 4 COMPLETE SCHEDULE A AND PAGE - 2- BEFORE COMPUTNG TAX

STEP 5 TOTAL TAX	27 Taxable Portion of Rest & Residue (From Page 2, Line 26)..... 27	
	28 Specific Bequests To Taxable Legatees (From Schedule A, Line 8)..... 28	
	29 Transfers To Taxable Legatees (From Schedule A, Line 16)..... 29	
	30 TOTAL TAXABLE ESTATE 30	
	31 NH Legacy and Succession Tax (Line 30 x 18%)..... 31	

STEP 6 FIGURE CREDITS INTEREST & PENALTIES	32 Credits: (a) Estimated tax paid..... 32(a)	
	(b) Tax paid with application for extension..... 32(b)	
	(c) Credits allowed under RSA 87:1..... 32(c)	
	(d) Other Credits or payments (Attach explanation)..... 32(d)	
	32 TOTAL CREDITS 32	
	33 Balance of tax due (Line 31 less Line 32)..... 33	
	34 Additions to tax: (a) Interest..... 34(a)	
	(b) Failure to pay..... 34(b)	
(c) Failure to file..... 34(c)		
34 TOTAL ADDITIONS TO TAX 34		

STEP 7 BALANCE DUE OR REFUND	35 Balance Due (Line 33 plus Line 34) Make check payable to: State of New Hampshire..... 35	
	36 Refund Due (Line 32 less the sum of Line 31 and Line 34)..... 36	

THIS RETURN MUST BE ACCOMPANIED BY AN ACCOUNTING

STEP 8 SIGNATURE Under penalties of perjury, I declare that I have examined this return and to the best of my belief it is true, correct and complete. If prepared by a person other than the taxpayer, this declaration is based on all information of which the preparer has knowledge.

FOR DRA USE ONLY

SIGNATURE OF EXECUTOR/ADMINISTRATOR	DATE	SIGNATURE OF PREPARER IF OTHER THAN EXECUTOR/ADMINISTRATOR	DATE
		PREPARER'S TAX IDENTIFICATION NUMBER	
		PREPARER'S ADDRESS	
		CITY/TOWN, STATE AND ZIP CODE	

NH DEPT OF REVENUE ADMINISTRATION
MAIL DOCUMENT PROCESSING DIVISION
TO: PO BOX 637
CONCORD NH 03302-0637

LEGACY AND SUCCESSION TAX RETURN

Complete Schedule A, parts I and II before completing lines 1-24

ASSETS OF PROBATE ESTATE

1	Value of tangible personal property as of the date of death.....	1	
2	Value of real estate as of date of death.....	2	
3	Net gain/loss on sale of assets.....	3	
4	Cash deposited in savings accounts.....	4	
5	Cash deposited in checking accounts.....	5	
6	Cash on hand.....	6	
7	Notes receivable.....	7	
8	Other receivables.....	8	
9	Interest and dividends receivable as of date of death.....	9	
10	Stocks, bonds and other securities.....	10	
11	Value of other assets not listed above.....	11	
12	TOTAL GROSS ESTATE (Sum of lines 1 - 11).....	12	

DEDUCTIONS FROM PROBATE ESTATE

13	Funeral expenses.....	13	
14	Expenses of last sickness.....	14	
15	Taxes owed by decedent.....	15	
16	Other debts of decedent.....	16	
17	Specific bequests to non-taxable legatees (From Schedule A, line 7).....	17	
18	Specific bequests to taxable legatees (From Schedule A, line 8).....	18	
19	Expenses of administration.....	19	
20	Fiduciary and/or attorney fees.....	20	

21 IF ORDERED BY THE WILL, LEGACY AND SUCCESSION TAXES TO BE PAID AS AN EXPENSE OF ADMINISTRATION

21(a)	Schedule A, line 8 _____ x 18% =	
21(b)	Schedule A, line 16 _____ x 18% =	
21(c)	Total Legacy and Succession Tax deduction.....	21(c)
22	Federal Estate Tax.....	22
23	TOTAL DEDUCTIONS (Sum of lines 13 - 22).....	23
24	REST AND RESIDUE (Line 12 less line 23).....	24
25	Non-taxable portion of rest and residue (From Schedule A, Part III, line 23).....	25
26	Taxable portion of rest and residue (Line 24 less line 25).....	26

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LEGACY AND SUCCESSION TAX RETURN
LINE-BY-LINE INSTRUCTIONS FOR PAGE 2

COMPLETE SCHEDULE A, PARTS I & II BEFORE COMPLETING LINES 1 - 24 OF PAGE 2, FORM DP-145

INFORMATION TO COMPLETE PAGE 2, LINES 1 - 22, SHOULD BE OBTAINED FROM THE PROBATE INVENTORY AND/OR FROM THE PROBATE ACCOUNTING

NOTE: An alternate value may be used as provided under section 2032 of the Internal Revenue Service Code. If you elect to use the alternate value, it must be applied to all assets.

**ASSETS
OF
PROBATE
ESTATE**

- Line 1 Enter the fair market value of all tangible personal property such as, automobiles, clothing, jewelry, furniture and all other personal belongings.
- Line 2 Enter the fair market value of all real estate as of the date of death. Attach a copy of any recent real estate appraisals.
- Line 3 Enter the gain or loss on the sale of assets ONLY if the Will directed that the assets be sold or if the assets were sold to pay the decedent's debts.
- Line 4 Enter the total amount of money in all savings accounts, certificates of deposit and money market accounts INDIVIDUALLY OWNED by the decedent. Joint accounts must be reported on Schedule A, Part II, Summary of Gifts, Transfers, Joint Tenancies and Trusts.
- Line 5 Enter the total amount of money in checking accounts INDIVIDUALLY OWNED by the decedent. Money in joint checking accounts must be reported on Schedule A, Part II, Summary of Gifts, Transfers, Joint Tenancies and Trusts.
- Line 6 Enter the amount of cash the decedent had on hand.
- Line 7 Enter the present value as of the date of death of the decedent's share of any promissory notes.
- Line 8 Enter the amount of any other receivables including the cash surrender value of life insurance policies with no named beneficiaries.
- Line 9 Enter the amount of interest and dividends receivable as of the date of death which has not been reported elsewhere. Interest and dividends accrued after the date of death are not taxable and should not be included.
- Line 10 Enter the fair market value as of the date of death of all stocks, bonds, or other securities.
- Line 11 Enter any other assets or additional income belonging to the decedent, which have not been reported on line 10, such as magazine subscription refunds, refunds of utility deposits and security deposits.
- Line 12 Enter the sum of lines 1 - 11.

**DEDUCTIONS
FROM
PROBATE
ESTATE**

- Line 13 Enter the cost of the funeral expenses including cemetery and grave site costs. Funeral, cemetery and grave site costs which were prepaid should not be included as a deduction.
- Line 14 Enter the amount paid or to be paid for outstanding medical expenses of the last sickness.
- Line 15 Enter the amount of current and/or prior year federal, state and local taxes owed by the decedent including: property taxes, interest and dividend taxes and income taxes. NOTE: Federal individual income taxes (Form 1040) owed or paid for the year of death are an allowable deduction. Federal fiduciary income taxes (Form 1041) are not an allowable deduction.
- Line 16 Enter the amount owed by the decedent for all outstanding debts, including telephone, rent, mortgage and utilities.
- Line 17 Enter the amount of specific bequests to non-taxable legatees from Schedule A, line 7.
- Line 18 Enter the amount of specific bequests to taxable legatees from Schedule A, line 8.
- Line 19 Enter the amount of expenses for administering the estate, including the bond and court related costs.
- Line 20 Enter the amount of compensation payable to the fiduciary or attorney for personal services rendered in administering the estate. In accordance with RSA 86:44, this amount may not exceed 5% of the value of the gross estate (line 12). Do not include the value of real estate, as reported on line 2, in this computation unless the Will directs the sale of the real estate or the real estate must be sold to pay debts. If the probate court approves fiduciary/attorney fees in excess of 5% then an amended return may be filed.
- Line 21 A deduction is allowed for Legacy and Succession taxes to be paid ONLY when the Will directs the estate to pay Legacy and Succession taxes. If the Will directs the payment of these taxes, then enter on line 21(a) the amount of specific bequests, from Schedule A, line 8 and multiply this amount by 18%. Enter on line 21(b) the amount of gifts, transfers, and joint tenancies, from Schedule A, line 16 and multiply this amount by 18%. Enter on line 21(c) the sum of lines 21(a) and 21(b). If the Will does not direct the payment of Legacy and Succession taxes, then enter 0 on line 21(c).
- Line 22 Enter the estate tax paid to the Internal Revenue Service per Federal Form 706, line 21.
- Line 23 Enter the sum of lines 13 - 22.
- Line 24 Enter the amount of line 12 minus line 23. This amount should be the same as the total of lines under the Rest and Residue columns on Schedule A, lines 23 & 24.

COMPLETE SCHEDULE A, PART III BEFORE COMPLETING LINE 25

- Line 25 Enter the non-taxable portion of the rest and residue from Schedule A, line 23.
- Line 26 Enter the amount of line 24 less line 25. This amount should be the same as the amount on line 24 of Schedule A.

RETURN TO STEP 5 OF THE LINE BY LINE INSTRUCTIONS